

Form 410

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

Leonard J. Rose
aka Lenny Rose
Pamela Rose
Debtor(s)

Bankruptcy Case No.: 18-23513-CMB
Related to Dkt. No. 36
Chapter: 13
Docket No.: 37 – 36
Concil. Conf.: January 16, 2020 at 11:00 AM

ORDER

WHEREAS, the Trustee filed and served a *Certificate of Default Requesting Dismissal of Case*, alleging that the Debtor(s) failed to make regular plan payments and are in material default under the plan,

IT IS HEREBY ORDERED that, on or before **November 4, 2019**, Debtor(s) must file *Documentary Proof of Payment* according to the accompanying *Instructions*, together with either:

1. a *Notarized Affidavit* or *Declaration* under penalty of perjury that states Debtor(s)' current mailing address and includes an explanation of Debtor(s)' failure to comply with the current plan payment and/or a statement setting forth why the Debtor(s) dispute the *Certificate of Default*;

OR

2. a *Notice of Proposed Modification to Confirmed Plan* and an *Amended Plan* to cure the plan defaults. Debtor(s) must make all plan payments in accordance with the *Amended Plan* pending its confirmation. If the Debtor(s) default on such plan payments, and if the Trustee moves for dismissal of this case, the case will be **DISMISSED**, without further notice or hearing.

IT IS FURTHER ORDERED that, if the Debtor(s) elect to file an *Amended Plan*, the Debtor(s) must immediately serve a copy of the *Notice of Proposed Modification to Confirmed Plan*, the *Amended Plan*, and the *Documentary Proof of Payment* on the Chapter 13 Trustee and all parties on the mailing matrix and file a *Certificate of Service* with the Clerk.

On or before **November 18, 2019**, if the Debtor(s) elect to file an *Amended Plan*, all *Objections* must be filed and served on the Debtor(s), Chapter 13 Trustee and any creditor whose claim is the subject of the *Objection*. Any creditor who files a timely *Objection* must appear at the scheduled Conciliation Conference. Untimely *Objections* will not be considered.

On **January 16, 2020** at **11:00 AM** a Conciliation Conference (on plan defaults or the *Amended Plan*) will occur with the Chapter 13 Trustee at 3251 U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219.

If the Parties cannot resolve all disputes at the Conciliation Conference, a hearing will be scheduled and orally announced at the conclusion of the Conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the Conciliation conference to the extent such parties desire more information regarding the outcome of the Conciliation Conference.

This case will be **DISMISSED WITHOUT PREJUDICE** and no hearing or conference shall take place, unless the Debtor(s) comply fully with this *Order* by filing and serving all of the required items.

Dated: September 19, 2019

cm: All Creditors and Parties In Interest

Carlota M. Bohm
United States Bankruptcy Judge

INSTRUCTIONS FOR DOCUMENTARY PROOF OF PAYMENT

In response to the Trustee's *Certificate of Default Requesting Dismissal of Case*, Debtor(s) must file *Documentary Proof of Payment* that at least one full plan payment has been submitted to the Trustee since the Trustee filed and served the *Certificate of Default*.

The *Documentary Proof of Payment* must include a copy of a money order, cashier's check, earnings statement(s) or pay stub(s) showing payroll or benefit deduction(s) used to make the plan payment.

The *Documentary Proof of Payment* must also include a copy of the Trustee's printout of the Debtor(s)' payment history of receipts (available on the Trustee's website) indicating the amounts and dates of payments received by the Trustee.

Debtor(s)' case name and bankruptcy case number must be included on the payment.

The plan payment must be sent to the Chapter 13 Trustee's lock box bank account addressed to:

Ronda J. Winnecour, Trustee
P.O. Box 84051
Chicago, IL 60689-4002

Certificate of Notice Page 3 of 4
 United States Bankruptcy Court
 Western District of Pennsylvania

In re:
 Leonard J. Rose
 Pamela Rose
 Debtors

Case No. 18-23513-CMB
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: jhel
 Form ID: 410

Page 1 of 2
 Total Noticed: 24

Date Rcvd: Sep 19, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 21, 2019.

db/jdb
 cr
 14909904 +Leonard J. Rose, Pamela Rose, P.O. Box 331, Acme, PA 15610-0331
 +Credit Acceptance Corporation, 25505 W. 12 Mile Road, Ste 3000, Southfield, MI 48034-8331
 +Credit Acceptance Corp., Silver Triangle Building, 25505 West Twelve Mile Road--Suite 3000, Southfield, MI 48034-1846
 14922984 +Direct TV, P.O. Box 5007, Chicago, IL 60680-5004
 14909906 Fay Servicing, P.O. Box 809441, Chicago, IL 60680-9441
 14931138 Fay Servicing, LLC, Bankruptcy Department, PO Box 814609, Dallas, TX 75381-4609
 14909908 +Fayette County Tax Claim Bureau, c/o Sheryl R. Heid, Esq., 4 North Beeson Boulevard, Uniontown, PA 15401-3438
 14909907 +Fayette County Tax Claim Bureau, Fayette County Courthouse, 61 East Main Street, Uniontown, PA 15401-3514
 14909909 +KML Law Group, Suite 5000 BNY Mellon Independence Ctr., 701 Market Street, Philadelphia, PA 19106-1538
 14909914 Western PA Anesthesia Associates, P.O. Box 643483, Pittsburgh, PA 15264-3483
 14909915 +Wilmington Savings Fund Society, FSB, Trustee for the Primestar-H Fund 1 Trust, 5680 Greenwood Plaza Blvd.--Suite 100S, Englewood, CO 80111-2404

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

cr +E-mail/PDF: acg.acg.ebn@americaninfosource.com Sep 20 2019 02:43:28
 Capital One Auto Finance, a division of Capital On, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
 14909901 E-mail/PDF: AIS.cocard.ebn@americaninfosource.com Sep 20 2019 02:44:16 Capital One, P.O. Box 30285, Salt Lake City, UT 84130-0285
 14909902 E-mail/PDF: AIS.COAF.EBN@Americaninfosource.com Sep 20 2019 02:43:32
 Capital One Auto Finance, P.O. Box 260848, Plano, TX 75026-0848
 14928775 +E-mail/PDF: acg.acg.ebn@americaninfosource.com Sep 20 2019 02:43:28
 Capital One Auto Finance, a division of Capital On, P.O. Box 4360, Houston, TX 77210-4360
 14909905 +E-mail/Text: bdsupport@creditmanagementcompany.com Sep 20 2019 02:32:04
 Credit Management Company, 2121 Noblestown Road, P.O. Box 16346, Pittsburgh, PA 15242-0346
 14909910 +E-mail/Text: bankruptcy@sccompanies.com Sep 20 2019 02:32:27 Montgomery Ward, 3650 Milwaukee Street, Madison, WI 53714-2304
 14909911 E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Sep 20 2019 02:59:26
 Portfolio Recovery, 130 Corporate Boulevard, Norfolk, VA 23502
 14947408 E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Sep 20 2019 02:43:28
 Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541
 14909912 E-mail/Text: bankruptcy@bbandt.com Sep 20 2019 02:31:28 Sheffield Financial, 6010 Golding Center Drive, Winston Salem, NC 27103-9815
 14924159 E-mail/Text: bankruptcy@bbandt.com Sep 20 2019 02:31:29 Sheffield Financial, PO Box 1847, Wilson, NC 27894-1847
 14909903 E-mail/Text: bankruptcy@sccompanies.com Sep 20 2019 02:32:27 Through the Country Door, 1112 7th Avenue, Monroe, WI 53566-1364
 14909913 E-mail/Text: bankruptcy@firstenergycorp.com Sep 20 2019 02:31:49 West Penn Power, P.O. Box 16001, Reading, PA 19612-6001
 14933575 +E-mail/Text: bankruptcy@firstenergycorp.com Sep 20 2019 02:31:49 West Penn Power, 5001 NASA Blvd., Fairmont, WV 26554-8248

TOTAL: 13

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr Fay Servicing as servicer for Wilmington Trust, Na

TOTALS: 1, * 0, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 21, 2019

Signature: /s/Joseph Speetjens

District/off: 0315-2

User: jhel
Form ID: 410

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Total Noticed: 24

Date Rcvd: Sep 19, 2019

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 19, 2019 at the address(es) listed below:

Daniel R. White on behalf of Plaintiff Leonard J. Rose zmwchapter13@gmail.com,
gianna@zeblaw.com;sheila@zeblaw.com;r63228@notify.bestcase.com
Daniel R. White on behalf of Joint Debtor Pamela Rose zmwchapter13@gmail.com,
gianna@zeblaw.com;sheila@zeblaw.com;r63228@notify.bestcase.com
Daniel R. White on behalf of Debtor Leonard J. Rose zmwchapter13@gmail.com,
gianna@zeblaw.com;sheila@zeblaw.com;r63228@notify.bestcase.com
James Warmbrodt on behalf of Creditor Fay Servicing as servicer for Wilmington Trust,
National Association, not in its individual capacity, but solely as trustee for MFRA Trust
2015-1 bkgroup@kmlawgroup.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteedpa.com
William E. Craig on behalf of Creditor Credit Acceptance Corporation ecfmail@mortoncraig.com,
mhazlett@mortoncraig.com;mortoncraigecf@gmail.com

TOTAL: 7